

UNITED STATES DISTRICT COURT

for

WESTERN DISTRICT OF TENNESSEE

U.S.A. vs. MIRANDA TUGGLE

Docket No. 2:04CR20112-03

FILED BY Eg D.C.
05 AUG -5 AM 10:44

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TN, MEMPHIS

Petition on Probation and Supervised Release

COMES NOW NICOLE D. PETERSON, PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Miranda Tuggle who was placed on supervision by the Honorable Jon Phipps McCalla sitting in the Court at Memphis, TN, on the 4th day of November, 2004, who fixed the period of supervision at three (3) years, and imposed the general terms and conditions theretofore adopted by the Court and also imposed special conditions and terms as follows:

1. The defendant shall participate in mental health/drug treatment as directed by the Probation Office.

(*Added by Amendment April 6, 2005.)

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

(If short insert here; if lengthy write on separate sheet and attach)

SEE ATTACHED

PRAYING THAT THE COURT WILL ORDER that a **SUMMONS** be issued for Miranda Tuggle to appear before the Court to answer charges of Probation violation.

ORDER OF COURT

Considered and ordered this 4 day
of Aug, 2005, and ordered filed
and made a part of the records in the above
case.

Jon Phipps McCalla
United States District Judge

I declare under penalty of perjury that the
Foregoing is true and correct

Executed
on

JULY 26, 2004
Nicole Peterson
U. S. Probation Officer

Place MEMPHIS TN

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

The defendant has violated the following conditions of her Probation:

The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician, and shall submit to periodic urinalysis tests as directed by the probation officer to determine the use of any controlled substance.

On at least five occasions, Ms. Tuggle has failed to submit to or report for drug testing as directed.

On March 29, 2005, Ms. Tuggle signed an admission indicating that she had smoked marijuana laced with cocaine approximately three weeks prior.

Ms. Tuggle tested positive for cocaine on January 29, March 29, and April 21, 2005.

The defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five (5) days of the month.

On at least nine occasions, Ms. Tuggle failed to submit Monthly Report Form within the first five (5) days of the month.

The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.

On at least nine occasions, Ms. Tuggle has been instructed to report for numerous office visits and failed to do so.

The defendant shall participate in mental health/drug treatment as directed by the probation office.

On June 8, 2005, Ms. Tuggle was discharged from drug treatment with Dr. Janet Scott for not attending individual sessions, not providing drug screens, for continued drug use, and for not coming to her sessions on time.

VIOLATION WORKSHEET

1. **Defendant** Miranda Tuggle, 660 Benham, Memphis, TN 38127
2. **Docket Number (Year-Sequence-Defendant No.)** 2:04CR20112-03
3. **District/Office** Western District of Tennessee
4. **Original Sentence Date** 11 / 8 / 2004
month day year
5. **Original District/Office** _____
6. **Original Docket Number (Year-Sequence-Defendant No.)** _____
7. **List each violation and determine the applicable grade {see §7B1.1}:**

<u>Violation(s)</u>	<u>Grade</u>
<u>Drug use/failure to submit to urinalysis as directed</u>	<u>C</u>
<u>Failure to submit monthly report forms as directed.</u>	<u>C</u>
<u>Failure to report to USPO as directed</u>	<u>C</u>
<u>Failure to participate in drug treatment as directed</u>	<u>C</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

8. **Most Serious Grade of Violation (see §7B1.1(b))** C
9. **Criminal History Category (see §7B1.4(a))** 74

10. **Range of imprisonment (see §7B1.4(a))**

Statutory Maximum: 120 months

3-9 months

11. **Sentencing Options for Grade B and C Violations Only (Check the appropriate box):**

- { x } (a) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is at least one month but not more than six months, §7B1.3©(1) provides sentencing options to imprisonment.
- { } (b) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than six months but not more than ten months, §7B1.3©(2) provides sentencing options to imprisonment.
- { } ©) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than ten months, no sentencing options to imprisonment are available.

**Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit**



Notice of Distribution

This notice confirms a copy of the document docketed as number 252 in case 2:04-CR-20112 was distributed by fax, mail, or direct printing on August 5, 2005 to the parties listed.

Timothy R. DiScenza
U.S. ATTORNEY'S OFFICE
167 N. Main St.
Ste. 800
Memphis, TN 38103

Bruce I. Griffey
THE HARDISON LAW FIRM- Memphis
119 S. Main St.
Ste. 300
Memphis, TN 38103

Honorable Jon McCalla
US DISTRICT COURT